

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-01701-RC**

REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS
v. FEDERAL BUREAU OF INVESTIGATION et al
Assigned to: Judge Rudolph Contreras
Cause: 05:552 Freedom of Information Act

Date Filed: 08/21/2017
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS**

represented by **KatieLynn Boyd Townsend**
REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS
1156 15th St, NW
Suite 1020
Washington, DC 20005
(202) 795-9300
Fax: (202) 795-9310
Email: ktownsend@rcfp.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jennifer Anne Nelson
REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS
1156 15th St, NW
Suite 1020
Washington, DC 20005
(202) 795-9312
Fax: (202) 795-9310
Email: jnelson@rcfp.org
ATTORNEY TO BE NOTICED

V.

Defendant

**FEDERAL BUREAU OF
INVESTIGATION**

represented by **Johnny Hillary Walker , III**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2575
Fax: (202) 252-2599
Email: johnny.walker@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

DEPARTMENT OF JUSTICE

represented by **Johnny Hillary Walker , III**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/21/2017	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 0090-5083009) filed by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS. (Attachments: # <u>1</u> Exhibit Exhibit A, # <u>2</u> Exhibit Exhibit B, # <u>3</u> Exhibit

		Exhibit C, # <u>4</u> Exhibit Exhibit D, # <u>5</u> Civil Cover Sheet, # <u>6</u> Summons Summons for U.S. Attorney General, # <u>7</u> Summons Summons for Department of Justice, # <u>8</u> Summons Summons for Federal Bureau of Investigation, # <u>9</u> Summons Summons for U.S. Attorney)(Townsend, KatieLynn) (Entered: 08/21/2017)
08/21/2017		Case Assigned to Judge Rudolph Contreras. (sth) (Entered: 08/21/2017)
08/21/2017	<u>2</u>	SUMMONS (4) Issued Electronically as to DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Summons, # <u>2</u> Summons, # <u>3</u> Summons, # <u>4</u> Summons)(sth) (Entered: 08/21/2017)
08/28/2017	<u>3</u>	NOTICE of Appearance by Johnny Hillary Walker, III on behalf of All Defendants (Walker, Johnny) (Entered: 08/28/2017)
08/29/2017	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 08/24/2017. (Townsend, KatieLynn) (Entered: 08/29/2017)
08/29/2017	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 8/24/2017. Answer due for ALL FEDERAL DEFENDANTS by 9/23/2017. (Townsend, KatieLynn) (Entered: 08/29/2017)
08/29/2017	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. FEDERAL BUREAU OF INVESTIGATION served on 8/24/2017 (Townsend, KatieLynn) (Entered: 08/29/2017)
08/29/2017	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF JUSTICE served on 8/24/2017 (Townsend, KatieLynn) (Entered: 08/29/2017)
09/25/2017	<u>8</u>	ANSWER to Complaint by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION.(Walker, Johnny) (Entered: 09/25/2017)
09/25/2017		MINUTE ORDER: It is hereby ORDERED that the parties shall meet, confer, and submit a proposed briefing schedule on or before October 10, 2017. SO ORDERED. Signed by Judge Rudolph Contreras on 09/25/2017. (lcrc1) (Entered: 09/25/2017)
10/10/2017	<u>9</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 10/10/2017)
10/10/2017		MINUTE ORDER: Upon consideration of <u>9</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall have until November 22, 2017 to meet, confer, and submit their proposed briefing schedule. SO ORDERED. Signed by Judge Rudolph Contreras on 10/10/2017. (lcrc1) (Entered: 10/10/2017)
10/11/2017		Set/Reset Deadlines: Meet & Confer Statement due by 11/22/2017. (tj) (Entered: 10/11/2017)
11/22/2017	<u>10</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 11/22/2017)
11/22/2017		MINUTE ORDER: Upon consideration of <u>10</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall submit another joint status report on or before January 22, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 11/22/2017. (lcrc1) (Entered: 11/22/2017)
01/17/2018	<u>11</u>	NOTICE of Appearance by Jennifer Anne Nelson on behalf of REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS (Nelson, Jennifer) (Entered: 01/17/2018)
01/22/2018	<u>12</u>	Unopposed MOTION to Stay <i>Due to Lapse of Appropriations</i> by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 01/22/2018)
01/23/2018	<u>13</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 01/23/2018)

01/23/2018		MINUTE ORDER denying as moot <u>12</u> Unopposed Motion to Stay Due to Lapse of Appropriations. SO ORDERED. Signed by Judge Rudolph Contreras on 01/23/2018. (lcrc1) (Entered: 01/23/2018)
01/23/2018		MINUTE ORDER: Upon consideration of <u>13</u> the parties' Joint Status Report, it is hereby ORDERED that the parties submit a further joint status report on or before March 8, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 01/23/2018. (lcrc1) (Entered: 01/23/2018)
02/07/2018		Set/Reset Deadlines: Status Report due by 3/8/2018 (tj) (Entered: 02/07/2018)
03/08/2018	<u>14</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 03/08/2018)
03/08/2018		MINUTE ORDER: Upon consideration of <u>14</u> the parties' Joint Status Report, it is hereby ORDERED that the parties shall submit a further joint status report on or before April 9, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 03/08/2018. (lcrc1) (Entered: 03/08/2018)
03/09/2018		Set/Reset Deadlines: Status Report due by 4/9/2018 (tj) (Entered: 03/09/2018)
04/09/2018	<u>15</u>	Consent MOTION for Extension of Time to <i>Submit a Joint Status Report</i> by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 04/09/2018)
04/09/2018		MINUTE ORDER granting <u>15</u> Consent Motion for Extension of Time: It is hereby ORDERED that the parties shall file the joint status report on or before April 17, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 04/09/2018. (lcrc1) (Entered: 04/09/2018)
04/10/2018		Set/Reset Deadlines: Status Report due by 4/17/2018 (tj) (Entered: 04/10/2018)
04/17/2018	<u>16</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 04/17/2018)
04/24/2018		MINUTE ORDER: Upon consideration of <u>16</u> the parties' Joint Status Report, it is hereby ORDERED that the parties meet, confer, and submit a proposed schedule for briefing on the FBI's <i>Glomar</i> responses under Exemption 7(E), as well as on any other issue that the parties assert is ready for the Court's resolution, on or before May 8, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 04/24/2018. (lcrc1) (Entered: 04/24/2018)
04/25/2018		Set/Reset Deadlines: Proposed Briefing Schedule due by 5/8/2018. (tj) (Entered: 04/25/2018)
05/08/2018	<u>17</u>	Joint MOTION for Scheduling Order <i>on Defendants' Glomar responses</i> by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS (Attachments: # <u>1</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 05/08/2018)
05/08/2018		MINUTE ORDER granting <u>17</u> the parties' Joint Motion for Scheduling Order on Defendants' <i>Glomar</i> Responses: It is hereby ORDERED that the following schedule shall govern briefing on the Defendants' <i>Glomar</i> responses under Exemption 7(E): Defendants' motion for summary judgment will be due by July 9, 2018; Plaintiff's opposition to Defendants' motion and any cross-motion for summary judgment will be due by August 17, 2018; Defendants' reply in support of their motion for summary judgment and opposition to Plaintiff's cross-motion if a cross-motion is filed will be due by September 14, 2018; and Plaintiff's reply in support of its cross-motion if a cross-motion is filed will be due by October 5, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 05/08/2018. (lcrc1) (Entered: 05/08/2018)
05/11/2018		Set/Reset Deadlines: Cross Motions due by 8/17/2018. Response to Cross Motions due by 9/14/2018. Reply to Cross Motions due by 10/5/2018. Summary Judgment motions due by 7/9/2018. Response to Motion for Summary Judgment due by 8/17/2018. Reply to Motion for Summary Judgment due by 9/14/2018. (tj) (Entered: 05/11/2018)
07/05/2018	<u>18</u>	Consent MOTION for Extension of Time to <i>Move for Partial Summary Judgment</i> by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/05/2018)

07/06/2018		MINUTE ORDER granting <u>18</u> Consent Motion for Extension of Time: It is hereby ORDERED that the following schedule shall govern briefing on Defendants' <i>Glomar</i> responses under Exemption 7(E): Defendants' motion for summary judgment will be due by July 23, 2018; Plaintiff's opposition to Defendants' motion and any cross-motion for summary judgment will be due by August 31, 2018; Defendants' reply in support of their motion for summary judgment and opposition to Plaintiff's cross-motion if a cross-motion is filed will be due by September 28, 2018; and Plaintiff's reply in support of its cross-motion if a cross-motion is filed will be due by October 19, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 07/06/2018. (lcrc1) (Entered: 07/06/2018)
07/06/2018		Set/Reset Deadlines: Summary Judgment motion due by 7/23/2018. Plaintiff's Response to Motion for Summary Judgment/Cross Motion due by 8/31/2018. Reply to Motion for Summary Judgment due by 9/28/2018. Reply to Cross Motion due by 10/19/2018. (hs) (Entered: 07/06/2018)
07/23/2018	<u>19</u>	MOTION for Partial Summary Judgment by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of David Hardy, # <u>4</u> Text of Proposed Order)(Walker, Johnny) (Entered: 07/23/2018)
08/23/2018	<u>20</u>	Consent MOTION for Extension of Time to <i>File Opposition to Defendants' Partial Motion for Summary Judgment and Move for Partial Summary Judgment</i> by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS (Attachments: # <u>1</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 08/23/2018)
08/23/2018		MINUTE ORDER granting <u>20</u> Plaintiff's Consent Motion for Extension of Time: It is hereby ORDERED that the following schedule shall govern the remaining briefing on Defendants' <i>Glomar</i> responses under Exemption 7(E): Plaintiff's opposition to Defendants' motion for partial summary judgment and Plaintiff's motion for partial summary judgment will be due by September 14, 2018; Defendants' reply in support of their motion for partial summary judgment and opposition to Plaintiff's cross-motion will be due by October 12, 2018; and Plaintiff's reply in support of its cross-motion will be due by November 2, 2018. SO ORDERED. Signed by Judge Rudolph Contreras on 08/23/2018. (lcrc1) (Entered: 08/23/2018)
08/24/2018		Set/Reset Deadlines: Reply to Cross Motions due by 11/2/2018. Motions due by 9/14/2018. Response to Motion for Summary Judgment due by 9/14/2018. Reply to Motion for Summary Judgment due by 10/12/2018. (tj) (Entered: 08/24/2018)
09/14/2018	<u>21</u>	Cross MOTION for Partial Summary Judgment by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS (Attachments: # <u>1</u> Memorandum of Law in Opposition to Defendants' Motion for Partial Summary Judgment and In Support of Plaintiff's Cross-Motion for Partial Summary Judgment, # <u>2</u> Plaintiff's Combined Statement of Material Facts as to Which there is no Genuine Issue and Response to Defendants' Statement of Material Facts, # <u>3</u> Declaration of Katie Townsend, # <u>4</u> Declaration of Abby Ellis, # <u>5</u> Declaration of David G Byars, # <u>6</u> Text of Proposed Order)(Townsend, KatieLynn) (Entered: 09/14/2018)
09/14/2018	<u>22</u>	NOTICE of Filing by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS (Townsend, KatieLynn) (Entered: 09/14/2018)
09/14/2018	<u>23</u>	Memorandum in opposition to re <u>19</u> MOTION for Partial Summary Judgment filed by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS. (See Docket Entry <u>21</u> to view document). (znmw) (Entered: 09/21/2018)
10/04/2018	<u>24</u>	NOTICE of Change of Address by KatieLynn Boyd Townsend (Townsend, KatieLynn) (Entered: 10/04/2018)
10/12/2018	<u>25</u>	REPLY to opposition to motion re <u>19</u> MOTION for Partial Summary Judgment filed by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 10/12/2018)
10/12/2018	<u>26</u>	Memorandum in opposition to re <u>21</u> Cross MOTION for Partial Summary Judgment filed by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Attachments: # <u>1</u> Response to Plaintiff's Statement of Undisputed Material Facts)(Walker, Johnny) (Entered: 10/12/2018)

11/02/2018	<u>27</u>	REPLY to opposition to motion re <u>21</u> Cross MOTION for Partial Summary Judgment filed by REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS. (Townsend, KatieLynn) (Entered: 11/02/2018)
03/01/2019	<u>28</u>	ORDER denying <u>19</u> Defendants' Motion for Partial Summary Judgment; granting <u>21</u> Plaintiff's Cross-Motion for Partial Summary Judgment. See document for details. Signed by Judge Rudolph Contreras on 3/1/19. (lcrc1) (Entered: 03/01/2019)
03/01/2019	<u>29</u>	MEMORANDUM OPINION denying <u>19</u> Defendants' Motion for Partial Summary Judgment; granting <u>21</u> Plaintiff's Cross-Motion for Partial Summary Judgment. See document for details. Signed by Judge Rudolph Contreras on 3/1/19. (lcrc1) (Entered: 03/01/2019)
03/04/2019		MINUTE ORDER: It is hereby ORDERED that the parties shall meet, confer, and submit a joint status report including a proposal or proposals to govern further proceedings on or before March 18, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 3/4/19. (lcrc1) (Entered: 03/04/2019)
03/04/2019		Set/Reset Deadlines: Joint Status Report due by 3/18/2019 (tj) (Entered: 03/04/2019)
03/18/2019	<u>30</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE, FEDERAL BUREAU OF INVESTIGATION. (Walker, Johnny) (Entered: 03/18/2019)